

**SENATE JOURNAL
66TH LEGISLATURE
SEVENTY-NINTH LEGISLATIVE DAY**

Helena, Montana
April 15, 2019

Senate Chambers
State Capitol

Senate convened at 11:29 a.m. President Sales presiding. Invocation by Senator Osmundson. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Keenan, Chair): 4/15/2019

Correctly printed: **HB 52, HB 439, HB 515, HB 525, HB 555, HB 636, HB 656, HB 676, HB 680, HB 696, HB 776.**

Correctly engrossed: **HB 597, HB 626, HB 640, HB 658, HB 660, HB 661, HB 685, HB 723, HB 727, HB 732.**

Transmitted to the House: **SJ 21, HB 4, HB 5, HB 292, HB 403, HB 413, HB 433, HB 440, HB 441, HB 567, HB 598, HB 613, HB 631, HB 643, HB 654, HB 657, HB 684, HB 695, HB 716, HB 722, HB 754, HJ 10, HJ 23.**

Signed by the Secretary of the Senate at 10:00 a.m., April 6, 2019: **SB 177, SB 197, SB 264, SB 270.**

Signed by the President at 7:45 a.m., April 15, 2019: **SB 177, SB 197, SB 264, SB 270.**

MESSAGES FROM THE OTHER HOUSE

Senate bills concurred in and returned to the Senate: 4/13/2019

SB 43, introduced by M. MacDonald
SB 147, introduced by M. MacDonald
SB 167, introduced by B. Gillespie
SB 256, introduced by J. Ellsworth
SB 344, introduced by M. Lang

Senate bills concurred in as amended and returned to the Senate for concurrence in House amendments:

4/13/2019

SB 44, introduced by J. Cohenour
SB 55, introduced by D. Salomon
SB 60, introduced by D. Salomon
SB 320, introduced by D. Salomon
SB 333, introduced by J. Cohenour
SB 365, introduced by D. Brown

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SB 299 - The House acceded to the request of the Senate and authorized the Speaker to appoint the following Conference Committee to meet with a like committee from the Senate to confer on House amendments to **SB 299**:

4/13/2019

Representative White, Vice Chair
Representative Z. Brown
Representative R. Knudsen

Senate amendments to House bills concurred in:

4/13/2019

HB 506, introduced by S. Gunderson

HB 566, introduced by B. Bessette

HB 172 - The House failed to concur in Senate amendments to **HB 172**, authorized the Speaker to appoint the following **Free** Conference Committee, and requested that the Senate appoint a like committee to confer on **HB 172**:

4/13/2019

Representative Bedey, Vice Chair
Representative Garner
Representative Weatherwax

House joint resolutions passed and transmitted to the Senate for concurrence:

4/13/2019

HJ 29, introduced by T. Manzella

HJ 40, introduced by R. Shaw

MOTIONS

Majority Leader Thomas moved that **HB 658** be taken from the Senate and placed on second reading the next legislative day. Minority Leader Sesso moved a **substitute motion** to place **HB 658** on second reading this date. Motion carried as follows:

Yeas: Barrett, Bennett, Boland, Cohenour, Ellis, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski, Salomon, Sands, Sesso, Small, Smith F, Tempel, Vuckovich, Webber.

Total 26

Nays: Ankney, Blasdel, Bogner, Brown, Cuffe, Ellsworth, Esp, Fielder, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Olszewski, Osmundson, Regier, Richmond, Smith C, Thomas, Vance, Webb, Welborn, Mr President.

Total 24

Paired: None.

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

Senator Brown moved the conference committee on **SB 134** be dissolved and the same members be appointed to a **free** conference committee on **SB 134**. Without objection, so ordered.

Senator Hinebauch excused at this time.

Majority Leader Thomas moved the Senate reconsider its action on **HB 597** and that **HB 597** be placed on second reading this date. Motion carried as follows:

Yeas: Ankney, Blasdel, Bogner, Brown, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Howard, Jacobson, Kary, McClafferty, McNally, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sesso, Small, Smith C, Tempel, Thomas, Vance, Webb, Welborn, Mr President.

Total 34

Nays: Barrett, Bennett, Boland, Cohenour, Fielder, Keenan, Lang, MacDonald, Malek, McConnell, Olszewski, Sands, Smith F, Vuckovich, Webber.

Total 15

Paired: None.

Excused: None.

Total 0

Absent or not voting: Hinebauch.

Total 1

FIRST READING AND COMMITMENT OF BILLS

The following House joint resolutions were introduced, read first time, and referred to committees:

HJ 29, introduced by T. Manzella, A. Redfield, referred to Agriculture, Livestock and Irrigation.

HJ 40, introduced by R. Shaw, referred to Natural Resources.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Thomas moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator K. Regier in the chair.

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Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SJ 23 - Senator Flowers moved **SJ 23** do pass. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Cohenour, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Thomas, Vuckovich, Webber.

Total 36

Nays: Brown, Cuffe, Fielder, Hinebauch, Howard, Kary, Keenan, Lang, Osmundson, Smith C, Vance, Webb, Welborn, Mr President.

Total 14

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 475 - Senator Blasdel moved **HB 475** be concurred in. Motion **failed** as follows:

Yeas: Ankney, Bennett, Blasdel, Bogner, Cuffe, Fitzpatrick, Flowers, Gauthier, Gross, McConnell, McNally, Regier, Richmond, Salomon, Small, Smith F, Vance, Webb.

Total 18

Nays: Barrett, Boland, Brown, Cohenour, Ellis, Ellsworth, Esp, Fielder, Gillespie, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, Olszewski, Osmundson, Phillips, Pomnichowski, Sands, Sesso, Smith C, Tempel, Thomas, Vuckovich, Webber, Welborn, Mr President.

Total 32

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 475 - Majority Leader Thomas moved **HB 475** be **indefinitely postponed**. Motion carried as follows:

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Yeas: Ankney, Barrett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Small, Smith C, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.
Total 47

Nays: Bennett, Sesso, Smith F.
Total 3

Paired: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 607 - Senator Olszewski moved **HB 607** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.
Total 49

Nays: Regier.
Total 1

Paired: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 532 - Senator Esp moved **HB 532** be concurred in. Motion carried as follows:

Yeas: Ankney, Blasdel, Bogner, Brown, Cuffe, Ellsworth, Esp, Fielder, Fitzpatrick, Gauthier, Gillespie, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Olszewski, Osmundson, Regier, Richmond, Salomon, Small, Smith C, Tempel, Thomas, Vance, Webb, Mr President.
Total 29

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Nays: Barrett, Bennett, Boland, Cohenour, Ellis, Flowers, Gross, Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski, Sands, Sesso, Smith F, Vuckovich, Webber, Welborn.

Total 21

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 640 - Senator Bogner moved **HB 640** be concurred in.

HB 640 - Senator Esp moved **HB 640**, second reading copy, be amended as follows:

1. Page 14, line 15.

Strike: "Upon"

Insert: "(i) Except as provided in subsection (1)(b)(ii), upon"

2. Page 14, line 18.

Following: line 18

Insert: "(ii) If a victim of sexual abuse or sexual exploitation has attained the age of 14 and has sought services from a contractor as described in 41-3-201(2)(j) that provides confidential services to victims of sexual assault, conditioned upon an understanding that the criminal conduct will not be reported by the department to the county attorney in the jurisdiction in which the alleged crime occurred, the department may not report pursuant to 41-3-205(5)(d) and subsection (1)(b)(i) of this section."

3. Page 20, line 16.

Strike: "The"

Insert: "(i) Except as provided in subsection (5)(d)(ii), the"

4. Page 20, line 20.

Following: line 20

Insert: "(ii) If the exception in 41-3-202(1)(b) applies, a contractor described in 41-3-201(2)(j) that provides confidential services to victims of sexual assault shall report to the department as provided in this part without disclosing the names of the victim and the alleged perpetrator of sexual abuse or sexual exploitation.

(iii) When a contractor described in 41-3-201(2)(j) that provides confidential services to victims of sexual assault provides services to youth over the age of 13 who are victims of sexual abuse and sexual exploitation, the contractor may not dissuade or obstruct a victim from reporting the criminal activity and, upon a request by the victim, shall facilitate disclosure to the county attorney and a law enforcement officer as described in Title 7, chapter 32, in the

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jurisdiction where the alleged abuse occurred."

Amendment **adopted** as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 50

Nays: None.

Total 0

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 640 - As amended, **HB 640** was concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 50

Nays: None.

Total 0

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 632 - Senator Small moved **HB 632** be concurred in. Motion carried as follows:

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Yeas: Ankney, Barrett, Bennett, Boland, Brown, Cohenour, Ellis, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith F, Thomas, Vuckovich, Webber, Welborn.

Total 33

Nays: Blasdel, Bogner, Cuffe, Ellsworth, Esp, Hinebauch, Howard, Kary, Keenan, Lang, Osmundson, Regier, Smith C, Tempel, Vance, Webb, Mr President.

Total 17

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 751 - Senator Small moved **HB 751** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Boland, Cohenour, Ellis, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Vuckovich, Webber, Welborn.

Total 29

Nays: Blasdel, Bogner, Brown, Cuffe, Ellsworth, Esp, Fielder, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Olszewski, Osmundson, Regier, Smith C, Thomas, Vance, Webb, Mr President.

Total 21

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 757 - Senator Boland moved **HB 757** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Boland, Brown, Cohenour, Ellis, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Howard, Jacobson, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Osmundson, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Thomas, Vance, Vuckovich, Webber, Welborn.

Total 37

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Nays: Bogner, Cuffe, Ellsworth, Esp, Fielder, Hinebauch, Kary, Keenan, Olszewski, Regier, Smith C, Webb, Mr President.

Total 13

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 311 - Senator Jacobson moved **HB 311** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Cohenour, Ellis, Ellsworth, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 45

Nays: Brown, Cuffe, Esp, Hoven, Tempel.

Total 5

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 670 - Senator Olszewski moved **HB 670** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 49

Nays: Esp.

Total 1

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Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 715 - Senator Osmundson moved **HB 715** be concurred in. Motion carried as follows:

Yeas: Barrett, Bennett, Blasdel, Bogner, Boland, Cohenour, Cuffe, Ellis, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Howard, Jacobson, Lang, MacDonald, McClafferty, McConnell, McNally, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Thomas, Vuckovich, Webber.

Total 35

Nays: Ankney, Brown, Ellsworth, Esp, Fielder, Hinebauch, Kary, Keenan, Malek, Olszewski, Smith C, Vance, Webb, Welborn, Mr President.

Total 15

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 355 - Senator Cohenour moved **HB 355** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Bogner, Boland, Cohenour, Cuffe, Ellis, Ellsworth, Fielder, Fitzpatrick, Flowers, Gauthier, Gross, Hoven, Howard, Jacobson, Kary, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Thomas, Vuckovich, Webber, Welborn.

Total 39

Nays: Blasdel, Brown, Esp, Gillespie, Hinebauch, Keenan, Osmundson, Tempel, Vance, Webb, Mr President.

Total 11

Paired: None.

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 389 - Senator Hinebauch moved **HB 389** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Tempel, Thomas, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 44

Nays: Esp, Keenan, Phillips, Pomnichowski, Smith F, Vance.

Total 6

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 423 - Senator Howard moved **HB 423** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 45

Nays: Esp, Keenan, Lang, Phillips, Regier.

Total 5

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 432 - Senator Jacobson moved **HB 432** be concurred in. Motion carried as follows:

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Yeas: Ankney, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Thomas, Vance, Webb, Webber, Welborn, Mr President.
Total 45

Nays: Barrett, Phillips, Smith F, Tempel, Vuckovich.
Total 5

Paired: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 21 - Senator Sands moved **HB 21** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Bogner, Boland, Brown, Cohenour, Ellis, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Howard, Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith F, Thomas, Vuckovich, Webber, Welborn.
Total 36

Nays: Blasdel, Cuffe, Ellsworth, Esp, Fielder, Hinebauch, Kary, Keenan, Lang, Smith C, Tempel, Vance, Webb, Mr President.
Total 14

Paired: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Vote totals include a change of vote from No to Yes made by Senator Malek under Motions.

HB 467 - Senator Kary moved **HB 467** be concurred in.

HB 467 - Senator Richmond moved **HB 467**, second reading copy, be amended as follows:

1. Title, page 1, line 9.

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Following: "FACILITIES;"

Insert: "ALLOWING A PORTION OF THE BONDS TO BE USED FOR TRANSITION ASSISTANCE TO COMMUNITIES IMPACTED BY THE RETIREMENT OR REPLACEMENT OF ELECTRIC INFRASTRUCTURE OR FACILITIES;"

2. Title, page 1, line 20.

Following: "DECISIONS;"

Insert: "REQUIRING THE DEPARTMENT OF COMMERCE TO ADMINISTER A GRANT PROGRAM TO MITIGATE IMPACTS TO MONTANA WORKERS AND COMMUNITIES RESULTING FROM THE RETIREMENT OR REPLACEMENT OF ELECTRIC INFRASTRUCTURE OR FACILITIES; ESTABLISHING THE DUTIES OF THE DEPARTMENT;"

3. Page 2, line 14.

Strike: "19"

Insert: "23"

4. Page 2, line 26.

Following: "produced;"

Insert: "(a) it is the policy of the state to assist infrastructure or facility workers who are directly impacted by the retirement or replacement of electric infrastructure or facilities;"

Renumber: subsequent subsections

5. Page 3, line 1.

Strike: "AND"

6. Page 3, line 7.

Strike: "and"

7. Page 3, line 9.

Following: "resources"

Strike: "."

Insert: "; and

(iii) provide transition assistance to Montana communities and infrastructure or facility workers that are directly impacted by the retirement or replacement of electric infrastructure or facilities.

(d) a grant program is necessary to assist with the administration of securitized ratepayer-backed bond proceeds dedicated to transition assistance for directly impacted Montana communities and electric infrastructure or facility workers."

8. Page 3, line 14.

Strike: "19"

Insert: "23"

9. Page 3, line 27.

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Following: ~~"2-15-1801-"~~

Insert: "(5) "Department" means the department of commerce provided for in 2-15-1801."

Renumber: subsequent subsections

10. Page 5, line 8.

Strike: "AND"

11. Page 5, line 10.

Following: "and"

Strike: "(ii) amounts required to be transferred to the department for transition assistance as required by a financing order; and"

Renumber: subsequent subsection

12. Page 5, line 21.

Strike: "(14)(A)"

Insert: "(15)(a)"

13. Page 6, line 13.

Following: ~~"facilities-"~~

Insert: "(20) "Transition assistance" means assistance provided by or directed by the department using Montana energy impact assistance bond proceeds transferred by an electric utility to the department pursuant to the terms of a financing order to assist Montana communities that are directly impacted by the retirement or replacement of electric infrastructure or facilities."

14. Page 8, line 12.

Following: ~~"[sections 20 through 25];"~~

Insert: "(ii) provide that an amount of Montana energy impact assistance bond proceeds up to 15% of the net present value of electric utility customer savings estimated pursuant to [section 4(3)(e)] be transferred to the department by the electric utility and deposited in the Montana energy impact assistance special revenue account established in [section 23] to which the financing order applies for use by the department in providing transition assistance grants in accordance with [sections 20 through 23] and paying its reasonable and necessary administrative and operating costs as authorized by [sections 20 through 23];"

Renumber: subsequent subsections

15. Page 9, line 10.

Strike: "AND"

16. Page 9, line 12.

Following: "and"

Insert: "(B) the energy assistance funds are transferred to the department as soon as feasible, but no later than the date on which the electric infrastructure or facility ceases operation; and"

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Renumber: subsequent subsections

17. Page 10, line 14.

Strike: "(2)(A)(IV)"

Insert: "(2)(a)(v)"

18. Page 11, line 12.

Following: "~~communities,~~"

Insert: ", including transition assistance to affected workers and communities,"

19. Page 17, line 24.

Strike: "[SECTION 5(2)(A)(VI)]"

Insert: "[section 5(2)(a)(vii)]"

20. Page 19, line 12 through line 13.

Strike: "[SECTION 5(2)(A)(VI)]"

Insert: "[section 5(2)(a)(vii)]"

21. Page 24.

Following: line 18

Insert: "NEW SECTION. Section 20. Mitigation of impact -- local advisory

committees. (1) In order to mitigate the direct impacts to Montana workers and local communities resulting from the retirement or replacement of electric infrastructure or facilities, the department shall:

(a) determine the direct impacts that a retirement or replacement of electric infrastructure or facilities will have on Montana workers and communities, including tribal entities, and consult with the appropriate state agencies, tribal and local governments, electric utilities, labor unions, and any other persons who possess relevant information in making a determination; and

(b) provide transition assistance grants in accordance with [section 21] to local governments, tribal entities, or agencies of local government, nonprofit corporations, educational institutions, for-profit corporations, or to any community development agency for its use in mitigating direct impacts to workers and local communities resulting from the retirement or replacement of electric infrastructure or facilities.

(2) (a) When determining grant recipients, the department may take into consideration the advice of a local advisory committee established in accordance with subsections (2)(b) and (2)(c).

(b) The department may establish an advisory committee in conjunction with each local government, tribal government, and school district that includes all or a portion of impacted communities.

(c) A local advisory committee:

(i) may advise the department with respect to the nature and scope of the direct impacts to the community resulting from the retirement or replacement of electric infrastructure or facilities and the development of a transition assistance plan for the community; and

(ii) may either be dissolved by the department when the transition assistance is

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completed or maintained to advise the department regarding the implementation of the transition assistance."

Insert: "NEW SECTION. Section 21. Transition assistance grants. Transition assistance grants awarded in accordance with [sections 20 through 23] may be provided by the department for:

 (1) retraining costs, including costs of any apprenticeship program, or skilled worker training program for directly displaced infrastructure or facility workers;

 (2) financial assistance for directly displaced infrastructure or facility workers;

 (3) payment of retraining costs, including costs of any apprenticeship program or skilled worker training program, and provision of financial assistance, including wage support or supplemental retirement support, for Montana workers;

 (4) job retraining and education for workers who are Montana residents who were directly involved in the transport of fuel to retired or replaced electric infrastructure or facilities and who are laid off or experience reduced work schedules resulting from the retirement or replacement of the electric infrastructure or facilities; or

 (5) any combination of subsections (1) through (4)."

Insert: "NEW SECTION. Section 22. Energy impact assistance department duties -- rulemaking -- reporting. (1) The department may:

 (a) expend money in the Montana energy impact assistance special revenue account established in [section 23] to meet the requirements of [sections 20 through 23]; and

 (b) adopt rules necessary for the administration of [sections 20 through 23] and the implementation of a grant program.

 (2) In any fiscal year that the department provides transition assistance, the department shall submit to the environmental quality council established in 5-16-101 and the legislative finance committee established in 5-12-201 a report in accordance with 5-11-210."

 "NEW SECTION. Section 23. Funding -- special revenue account. (1) There is a Montana energy impact assistance special revenue account within the state special revenue fund established in 17-2-102.

 (2) Revenue derived from payments from electric utilities required to make payments pursuant to the provisions of a financing order in accordance with [section 5] must be deposited into the account.

 (3) The revenue received under this section must be used by the department to implement the requirements of [sections 20 through 23].

Renumber: subsequent sections

22. Page 24, line 29.

Strike: "19"

Insert: "23"

23. Page 24, line 30.

Strike: "19"

Insert: "23"

Amendment **not** adopted as follows:

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Yeas: Ankney, Blasdel, Fitzpatrick, Gauthier, Gillespie, Hoven, Jacobson, Lang, Regier, Richmond, Salomon, Sands, Sesso, Small, Tempel, Thomas, Vance, Webb, Webber, Welborn, Mr President.

Total 21

Nays: Barrett, Bennett, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Flowers, Gross, Hinebauch, Howard, Kary, Keenan, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Smith C, Smith F, Vuckovich.

Total 29

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 467 - Thereupon, the Senate reverted to the original motion of Senator Kary which passed as follows:

Yeas: Ankney, Barrett, Bennett, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Vance, Vuckovich, Webber, Welborn.

Total 43

Nays: Blasdel, Esp, Fielder, Keenan, Thomas, Webb, Mr President.

Total 7

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Senator Gross excused at this time.

Majority Leader Thomas moved the committee **rise, report progress, and beg leave to sit again**. Motion carried. Committee arose. Senate resumed. President Sales presiding.

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Senator K. Regier moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Hinebauch, Hoven, Howard, Jacobson, Kary, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webber, Welborn, Mr President.

Total 46

Nays: Keenan, Olszewski, Webb.

Total 3

Paired: None.

Excused: Gross.

Total 1

Absent or not voting: None.

Total 0

MOTIONS

Senator Malek moved to change her second-reading vote on **HB 21** from No to Yes. Without objection, so ordered.

Senate recessed at 1:13 p.m. and reconvened at 1:35 p.m., President Sales presiding.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Thomas moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator K. Regier in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Senator Howard excused at this time.

HB 411 - Senator Welborn moved **HB 411** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Cohenour, Cuffe, Ellis, Ellsworth, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Jacobson, Kary, Keenan, Lang,

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MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webber, Welborn, Mr President.

Total 44

Nays: Brown, Esp, Fielder, Hinebauch, Webb.

Total 5

Paired: None.

Excused: Howard.

Total 1

Absent or not voting: None.

Total 0

HB 431 - Senator Salomon moved **HB 431** be concurred in. Motion carried as follows:

Yeas: Ankney, Bennett, Bogner, Boland, Brown, Cohenour, Ellis, Ellsworth, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Jacobson, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vuckovich, Webber, Welborn.

Total 36

Nays: Barrett, Blasdel, Cuffe, Esp, Fielder, Hinebauch, Kary, Keenan, Pomnichowski, Regier, Vance, Webb, Mr President.

Total 13

Paired: None.

Excused: Howard.

Total 1

Absent or not voting: None.

Total 0

Senator Howard present at this time.

HB 717 - Senator Ankney moved **HB 717** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Howard, Jacobson, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

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Total 48

Nays: Hinebauch, Kary.

Total 2

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 719 - Senator Sands moved **HB 719** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Jacobson, Keenan, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn.

Total 42

Nays: Fielder, Hinebauch, Howard, Kary, Lang, Regier, Smith C, Mr President.

Total 8

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 748 - Senator Webber moved **HB 748** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Howard, Jacobson, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn.

Total 44

Nays: Ellsworth, Fielder, Hinebauch, Kary, Regier, Mr President.

Total 6

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Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 756 - Senator Sands moved **HB 756** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Howard, Jacobson, Keenan, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn.

Total 42

Nays: Ellsworth, Fielder, Hinebauch, Kary, Lang, Regier, Smith C, Mr President.

Total 8

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 723 - Senator Gillespie moved **HB 723** be concurred in.

HB 723 - Senator R. Webb moved **HB 723**, second reading copy, be amended as follows:

1. Title, page 1, line 5 through line 6.

Strike: "PROVIDING" on line 5 through "CREDITS;" on line 6

2. Page 1, line 7.

Strike: "EXPIRING"

3. Title, page 1, line 9.

Strike: "SECTIONS 5-4-104,"

Insert: "SECTION"

4. Title, page 1, line 10 through line 14.

Strike: "15-30-2301," on line 10 through "17-6-316," on line 14

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5. Title, page 1, line 15, through page 1, line 17.

Strike: the second "REPEALING" on line 15 through "2017;" on line 17

6. Page 1, line 22.

Strike: "to expire --"

Insert: "subject to review by"

Strike: "to review"

7. Page 1, line 23.

Strike: "expire" through "2021"

Insert: "must be reviewed during the biennium commencing July 1, 2019"

8. Page 1, line 30.

Strike: "expire" through "2023"

Insert: "must be reviewed during the biennium commencing July 1, 2021"

9. Page 2, line 12.

Strike: "expire" through "2025"

Insert: "must be reviewed during the biennium commencing July 1, 2023"

10. Page 2, line 20.

Strike: "expire" through "2027"

Insert: "must be reviewed during the biennium commencing July 1, 2025"

11. Page 2, line 27.

Strike: "expire" through "2029"

Insert: "must be reviewed during the biennium commencing July 1, 2027"

12. Page 3, line 5.

Strike: "to expire"

Insert: "for review"

13. Page 3, line 6.

Strike: "year"

Insert: "biennium"

14. Page 3, line 8.

Strike: the first "extend the" through "dates"

Insert: "eliminate or revise the credits"

15. Page 3, line 9.

Strike: "expiration"

Insert: "review"

16. Page 3, line 9 through line 11.

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Strike: "and the" on line 9 through "expiration date" on line 11

17. Page 3, line 11.

Strike: "expiring"

18. Page 3, line 22 through page 4, line 6.

Strike: section 2 in its entirety

Renumber: subsequent section

19. Page 5, line 1 through page 34, line 18.

Strike: section 4 through section 46 in their entirety

Renumber: subsequent section

20. Page 34, line 27 through line 29.

Strike: section 48 in its entirety

Renumber: subsequent sections

21. Page 35, line 5 through page 39, line 25.

Strike: section 50 through section 55 in their entirety

Insert: "COORDINATION SECTION. Section 5. Coordination instruction. If both Senate Bill No. 111 and [this act are passed and approved, then [section 1(3) of this act] must be amended to include:

"(f) the credit for contributions to a qualified endowment provided for in 15-30-2327 through 15-30-2329, 15-31-161, and 15-31-162.

Renumber: subsequent section

Amendment **adopted** as follows:

Yeas: Ankney, Blasdel, Bogner, Brown, Cuffe, Ellsworth, Esp, Fielder, Fitzpatrick, Gillespie, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Olszewski, Osmundson, Regier, Richmond, Salomon, Small, Smith C, Tempel, Thomas, Vance, Webb, Welborn, Mr President.

Total 29

Nays: Barrett, Bennett, Boland, Cohenour, Ellis, Flowers, Gauthier, Gross, Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski, Sands, Sesso, Smith F, Vuckovich, Webber.

Total 21

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 723 - As amended, **HB 723** was concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gillespie, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, McClafferty, McNally, Olszewski, Osmundson, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Tempel, Thomas, Vance, Vuckovich, Webb, Welborn, Mr President.

Total 41

Nays: Boland, Gauthier, Gross, Malek, McConnell, Phillips, Pomnichowski, Smith F, Webber.
Total 9

Paired: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 660 - Senator McClafferty moved **HB 660** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Boland, Cohenour, Ellis, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Vuckovich, Webber, Welborn.
Total 30

Nays: Blasdel, Bogner, Brown, Cuffe, Ellsworth, Esp, Fielder, Hinebauch, Howard, Kary, Keenan, Lang, Olszewski, Osmundson, Regier, Smith C, Thomas, Vance, Webb, Mr President.
Total 20

Paired: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 661 - Senator Ankney moved **HB 661** be concurred in.

HB 661 - Senator D. Brown moved **HB 661**, second reading copy, be amended as follows:

1. Title, page 1, line 4 through line 5.

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Strike: "INCREASING" on line 4 through "TAX;" on line 5

2. Title, page 1, line 8.

Strike: "15-70-403,"

3. Page 2, line 9 through page 4, line 4.

Strike: section 3 in its entirety

Renumber: subsequent sections

4. Page 11, line 16.

Strike: "4.5"

Insert: "3.5"

Amendment **not** adopted as follows:

Yeas: Blasdel, Brown, Ellsworth, Esp, Fielder, Hinebauch, Howard, Kary, Keenan, Olszewski, Regier, Richmond, Smith C, Thomas, Vance, Webb, Mr President.

Total 17

Nays: Ankney, Barrett, Bennett, Bogner, Boland, Cohenour, Cuffe, Ellis, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Jacobson, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Osmundson, Phillips, Pomnichowski, Salomon, Sands, Sesso, Small, Smith F, Tempel, Vuckovich, Webber, Welborn.

Total 33

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 661 - Thereupon, the Senate reverted to the original motion of Senator Ankney which passed as follows:

Yeas: Ankney, Barrett, Bennett, Bogner, Boland, Cohenour, Ellis, Flowers, Gauthier, Gillespie, Gross, Hoven, Howard, Jacobson, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Osmundson, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Vuckovich, Webber, Welborn.

Total 33

Nays: Blasdel, Brown, Cuffe, Ellsworth, Esp, Fielder, Fitzpatrick, Hinebauch, Kary, Keenan, Olszewski, Regier, Smith C, Thomas, Vance, Webb, Mr President.

Total 17

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Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Senate recessed at 2:40 p.m. and reconvened at 3:03 p.m., President Sales in the chair.

HB 597 - Senator K. Regier moved **HB 597** be concurred in.

HB 597 - Senator McNally moved **HB 597**, second reading copy, be amended as follows:

1. Page 3, line 14.

Strike: "3 years"

Insert: "12 months"

2. Page 3, line 17.

Following: "electricity supply resource"

Strike: ", "

Insert: "necessary to meet a need demonstrated in a plan in accordance with 69-3-1204(2)(a)(iv) that is"

3. Page 3, line 18.

Following: "existing"

Strike: ", "

Insert: "and"

4. Page 4, line 21.

Following: "appointed"

Insert: "at the request of an applicant in accordance with subsection (1)(a)"

5. Page 4.

Following: line 21

Insert: "(f) If the public service commission determines a hearings examiner is required in accordance with subsection (1)(c), the commission shall cover the costs and may not pass those costs on to an applicant."

Renumber: subsequent subsection

6. Page 9, line 26.

Strike: "and"

7. Page 9, line 28.

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Strike: " "

Insert: " ; "

8. Page 9, line 29.

Strike: "(2)" through "rates"

Insert: "(d)"

9. Page 9, line 30.

Following: "part"

Insert: " ; "

Following: "and"

Insert: "(e)"

10. Page 10, line 1 through line 4.

Strike: "Costs" on line 1 through line 4

11. Page 10, line 5.

Strike: "(3)"

Insert: "(2)"

Amendment **adopted** as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Fitzpatrick, Flowers, Gauthier, Gross, Hoven, Howard, Jacobson, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Thomas, Vance, Vuckovich, Webber, Welborn, Mr President.

Total 41

Nays: Esp, Fielder, Gillespie, Hinebauch, Kary, Keenan, Olszewski, Smith C, Webb.

Total 9

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 597 - As amended, **HB 597** was concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Cohenour, Cuffe, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Jacobson, Kary, Keenan, Lang, MacDonald, McClafferty, McConnell, McNally, Osmundson, Phillips, Pomnichowski, Regier,

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Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance,
Vuckovich, Webb, Webber, Welborn, Mr President.
Total 43

Nays: Brown, Ellis, Fielder, Hinebauch, Howard, Malek, Olszewski.
Total 7

Paired: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 658 - Senator Small moved **HB 658** be concurred in. Motion carried as follows:

Yeas: Barrett, Bennett, Boland, Cohenour, Ellis, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross,
Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski,
Salomon, Sands, Sesso, Small, Smith F, Tempel, Vuckovich, Webber.
Total 26

Nays: Ankney, Blasdel, Bogner, Brown, Cuffe, Ellsworth, Esp, Fielder, Hinebauch, Hoven,
Howard, Kary, Keenan, Lang, Olszewski, Osmundson, Regier, Richmond, Smith C, Thomas,
Vance, Webb, Welborn, Mr President.
Total 24

Paired: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Thomas moved the committee **rise and report**. Motion carried. Committee
arose. Senate resumed. President Sales presiding.

Majority Leader Thomas moved the Committee of the Whole report be adopted. Report
adopted as follows:

Yeas: Barrett, Bennett, Boland, Brown, Cohenour, Ellis, Fitzpatrick, Flowers, Gauthier,
Gillespie, Gross, Hoven, Howard, Jacobson, Lang, MacDonald, Malek, McClafferty, McConnell,
McNally, Osmundson, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small,
Smith F, Tempel, Vance, Vuckovich, Webber, Welborn.

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Total 34

Nays: Ankney, Blasdel, Bogner, Cuffe, Ellsworth, Esp, Fielder, Hinebauch, Kary, Keenan, Olszewski, Regier, Smith C, Thomas, Webb, Mr President.

Total 16

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 52 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webber, Welborn, Mr President.

Total 45

Nays: Esp, Fielder, Hinebauch, Regier, Webb.

Total 5

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 439 concurred in as follows:

Yeas: Ankney, Blasdel, Bogner, Boland, Brown, Cuffe, Ellsworth, Esp, Fielder, Fitzpatrick, Gauthier, Gillespie, Hinebauch, Hoven, Howard, Jacobson, Keenan, Lang, MacDonald, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Thomas, Vance, Vuckovich,

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Webb, Webber, Welborn, Mr President.

Total 41

Nays: Barrett, Bennett, Cohenour, Ellis, Flowers, Gross, Kary, Malek, Smith C.

Total 9

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 515 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Bogner, Boland, Brown, Cohenour, Ellis, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith F, Thomas, Vuckovich, Webb, Webber, Welborn.

Total 37

Nays: Blasdel, Cuffe, Ellsworth, Esp, Howard, Kary, Keenan, Lang, Osmundson, Smith C, Tempel, Vance, Mr President.

Total 13

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 525 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Bogner, Boland, Brown, Cohenour, Ellis, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Thomas, Vuckovich, Webber, Welborn.

Total 33

Nays: Blasdel, Cuffe, Ellsworth, Esp, Fielder, Hinebauch, Howard, Kary, Keenan, Lang, Olszewski, Osmundson, Regier, Smith C, Vance, Webb, Mr President.

Total 17

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Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 555 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 50

Nays: None.

Total 0

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 636 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 50

Nays: None.

Total 0

Paired: None.

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

HB 656 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 50

Nays: None.

Total 0

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 676 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn.

Total 48

Nays: Hinebauch, Mr President.

Total 2

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 680 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 50

Nays: None.

Total 0

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 696 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Bogner, Boland, Brown, Cohenour, Ellis, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Howard, Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Phillips, Pomnichowski, Richmond, Sands, Sesso, Small, Smith F, Tempel, Vuckovich, Webber, Welborn.

Total 33

Nays: Blasdel, Cuffe, Ellsworth, Esp, Fielder, Hinebauch, Kary, Keenan, Lang, Osmundson, Regier, Salomon, Smith C, Thomas, Vance, Webb, Mr President.

Total 17

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 735 concurred in as follows:

Yeas: Ankney, Bennett, Blasdel, Bogner, Brown, Cuffe, Ellsworth, Esp, Fielder, Fitzpatrick, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Olszewski,

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Osmundson, Regier, Richmond, Small, Smith C, Tempel, Thomas, Vance, Webb, Welborn, Mr President.

Total 31

Nays: Barrett, Boland, Cohenour, Ellis, Flowers, Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski, Salomon, Sands, Sesso, Smith F, Vuckovich, Webber.

Total 19

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 776 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 50

Nays: None.

Total 0

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 49 passed as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Cohenour, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Thomas, Vuckovich, Webb, Webber, Welborn.

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Total 44

Nays: Brown, Cuffe, Hinebauch, Smith C, Vance, Mr President.

Total 6

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 51 passed as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 50

Nays: None.

Total 0

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

MOTIONS

Majority Leader Senator Thomas moved the Senate accede to the request of the House and appoint a **Free** Conference Committee on **HB 172**. Motion carried. President Sales appointed:

4/15/2019

Senator D. Brown, Chair

Senator Sesso

Senator Vance

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SPECIAL ORDERS OF THE DAY

Senator Fitzpatrick introduced the Pages for the coming week:

Andee Baker from Park City, sponsored by Senator Howard
John Baxter from Big Timber, sponsored by Senator Esp
JR Seewald from Cut Bank, sponsored by Senator Tempel
Ann Byorth from Billings, sponsored by Senator Sales
Jack Galt from White Sulphur Springs, sponsored by Senator Osmundson

On Sunday, April 14, 2019, the Montana Legislature met to recognize and record the passing of former members of the Senate and House of Representatives. Memorials of those members are included in this journal beginning on the following page.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Thomas moved the Senate adjourn until 1:00 p.m., Tuesday, April 16, 2019, the eightieth legislative day. Motion carried.

Senate adjourned at 3:51 p.m.

MARILYN MILLER
Secretary of the Senate

SCOTT SALES
President of the Senate

BEVERLY H. BARNHART

***WHEREAS,** it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Beverly Barnhart on May 13, 2017 at the age of 87.*

***WHEREAS,** it is fitting and proper that the record and accomplishments of the late Beverly Barnhart be filed on the official records of this Assembly, and the following facts relative to her career are hereby noted.*

Beverly Barnhart was born on October 29, 1929 in Denver, the only daughter of Adeline Gray and John Henry Homyak. She had three brothers, Howard, John and Gene. Beverly saw the humor and absurdity in everyday life, and she shared her wonderful wit with everyone she met.

She earned an education degree at Northern Colorado University and in 1952 married Robert W. Barnhart. The Barnharts lived in many places including Denver, Helena, Phoenix, Seattle, San Francisco and then Bozeman where Beverly lived in the same house for 43 years. In 1976 she earned a masters' degree from Montana State University.

Volunteering for the Gallatin County Democratic Party in the late '80s led to her successful campaign for the Montana House of Representatives in 1990. She served as a State Representative for ten years, advocating for families, aging services, women, equality and public schools. In 2005 she was instrumental in creating the Poet Laureate Program.

Beverly loved her family and loved to be with them, laughing, eating meals and telling stories. They fondly recall her wide repertoire of songs, including "Mairzy Doats" and "Itsy Bitsy Spider." She recently began jotting down "Delightful Moments" she was having. Number 2 was Snow on the branches; Number 5, Big laughs at the table, and Number 9, Having an old-fashioned donut.

Beverly is survived by her five children: Barbara (John Kjos), Bonnie (Bob Johnson), Betsy (Mike Jasper), Bruce (Laurie Cutler) and Becky (Nissa Hallquist); 10 grandchildren: Karl, Ryan, Megan, (Jacob), Nate, Wesley, Amy (Tim Krushensky), Breezy Cutler; 4 great-grandchildren: Francesca, Zoey, Max, Evey; and one great-great-grandchild, Reese.

JANET SUSAN BARTLETT

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Susan Bartlett on September 11, 2017 in Helena at the age of 70.

WHEREAS, it is fitting and proper that the record and accomplishments of the late Sue Bartlett be filed on the official records of this Assembly, and the following facts relative to her career are hereby noted.

Sue Bartlett was born on July 4, 1947 in Billings. The youngest of three children born to Fred and Irene Bartlett, Sue graduated from Billings West High School in 1965. She received a full tuition scholarship to Washington University in St. Louis where she earned a degree in history.

She was involved in Montana's effort to ratify the Equal Rights Amendment. She was a board member of the Montana ERA Ratification Council, treasurer of the Montana Women's Lobby, and Chief of the Women's Bureau in the Montana Department of Labor.

In 1982 Sue was elected Clerk and Recorder of Lewis & Clark County where she modernized the office and improved services for county citizens. As the Clerk and Recorder, she also lobbied the legislature on issues important to the county. She served as the Assistant Secretary of the Senate in 1991 and then was elected to the Senate in 1992 where she continued her support for gender equality and reproductive freedom. After leaving the Senate she worked for the Montana ACLU, served on the Montana Tax Appeal Board, remained active in the women's movement and the Montana Democratic Party. Carol's List recently honored Sue by planting a tree on the Capitol grounds.

Sue was preceded in death by her parents, her grandparents, and her sister Peg. She is survived by her husband Eugene Fenderson; her brother Donn and his wife Dorothy, nieces and nephews; and Gene's children, grandchildren and great-grandchildren. She also leaves behind countless loving friends for whom she served as mentor, confidante, role model and muse.

ESTHER G. BENGTON

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Esther Bengtson on January 3, 2019 at the age of 92.*

***WHEREAS**, it is fitting and proper that the record and accomplishments of the late Esther Bengtson be filed on the official records of this Assembly, and the following facts relative to her career are hereby noted..*

Esther Bengtson was born on October 30, 1927 to Goodwin and Elizabeth (Jorgenson) Bergh in Froid. She and her four sisters lived on a dry land farm during the Great Depression, and their lives were shaped by hard times. Esther held a deep reverence for the land and people of northeastern Montana and her Scandinavian heritage. Esther believed that each and every day was not to be wasted, to be idle was not acceptable; she saw this as both a blessing and a curse.

Esther graduated as valedictorian of Froid High School and graduated from the now-Montana State University-Billings. While teaching at a one-room schoolhouse near Froid, she met her future husband, Lawrence Bengtson, when he stopped to fix a flat tire for her. She and Larry were married on September 29, 1948 and were soon raising three “stair-step” blond daughters on their dry land farm near Froid. The family moved to Shepherd in 1960 where Esther taught for many years at Shepherd High School. In 2014 they moved to a retirement community in Billings. They had been married 67 years. Larry passed away in 2015.

In 1973 Esther was elected to the legislature, and she served from 1974-1984 in the House and from 1984-1992 in the Senate. During her legislative career she successfully sponsored legislation establishing the interstate highway logo signs indicating locations of tourist services.

Esther was preceded in death by her husband, her sisters and their husbands, a son-in-law, two nieces and a great granddaughter. She is survived by her three daughters, Kristianne, Monica and Jennifer and their spouses; five grandchildren, Stacy, Megan, Joshua, Evan, and Collin, and their spouses; ten great-grandchildren, Julia, Carly, Brady, Sydney, Kinley, Emery, Sophie, Maisy, Blaire and Jeff; and her sister Doris.

VIVIAN MORGAN BROOKE

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Vivian Morgan Brooke on January 19, 2018 in Missoula at the age of 75.*

***WHEREAS**, it is fitting and proper that the record and accomplishments of the late Vivian Brooke be filed on the official records of this Assembly, and the following facts relative to her career are hereby noted.*

Born in New York City and raised in Florida, Vivian moved to Montana to study at Carroll College after working near Glacier National Park during high school. She received her bachelor's degree in sociology from Carroll, and in 1965 met Joe Brooke on the highway between Drummond and Garrison on a blind date. They were married October 15, 1966. They had four children, and Vivian led the family on many excursions from ski trips to showing her family the beauty of Glacier National Park.

Vivian was elected to the Montana House of Representatives in 1988, and she spent three sessions in the House and two sessions in the Senate. She took on tough issues, particularly issues related to women and gay rights. One of the accomplishments that Vivian was most proud of during her time in the legislature was to get a women's prison built in Billings.

Retirement from the legislature gave Vivian more time to enjoy her favorite places and to contribute to various projects in the community. She loved to go on long hikes, travel with friends and family, and enjoy her grandchildren. She applied her competitive spirit to life with a determination to win on the golf course, playing cards, and growing award-winning roses.

Vivian leaves behind her husband Joe, children Patricia, Monica and husband Kevin Scott, Susan and husband Aaron Thompson, Morgan and wife Joy; grandchildren Brooke, Biko, Tony, Maguire and Penelope; great granddaughter Mylah; and her sister Miriam.

AUBYN CURTISS

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Aubyn Curtiss on August 9, 2017 at home in Fortine at the age of 92.*

***WHEREAS**, it is fitting and proper that the record and accomplishments of the late Aubyn Curtiss be filed on the official records of this Assembly, and the following facts relative to her career are hereby noted.*

Aubyn Curtiss was born in Park City, Montana, on July 1, 1925. The family moved to Fortine when their daughters were small. Aubyn graduated from Lincoln County High School and studied journalism at UCLA. While in Los Angeles she worked as a welder in the shipyards helping build "Liberty Ships" as part of the World War II effort. After the war she returned to Fortine and married David Curtiss, and the two built their home on Deep Creek near Fortine.

Aubyn loved Montana. After recovering from a series of illnesses in the early 1960s, Aubyn played a role in interviewing people who were being displaced by the building of the Libby Dam and Koocanusa Reservoir. Seeing the plight of people in the face of a taking by big government spurred her interest in politics. A lifelong Republican, Aubyn began her career in politics at the local level and moved into state politics by winning a seat in the state legislature in 1974. She served in both the House of Representatives and the State Senate. She was chairman of the state Republican party and, as a proud supporter of Ronald Reagan, met with him on numerous occasions. She served on the Presidential Scholars Commission under both President Reagan and President George H.W. Bush.

A very humble person with deep Christian beliefs, her style of government was to listen to people and represent their wishes. Her desire every day was to be a blessing to someone. She was the rock of her family and made a positive difference in the lives of many, many people.

She was preceded in death by her sister Rosalie, her husband David, and her son David. She is survived by her daughter Sue, her son Gareth, her grandchildren Patrick Nelson, David Curtiss III, Aubyn Blurette Curtiss, Heath Curtiss and Amber Curtiss and her great-granddaughters Rachel, Annalise and Harper.

DOROTHY ECK

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Dorothy Eck at her home in Bozeman on September 23, 2017 at the age of 93.*

***WHEREAS**, it is fitting and proper that the record and accomplishments of the late Dorothy Eck be filed on the official records of this Assembly, and the following facts relative to her career are hereby noted.*

Born in 1924 in Sequim, Washington, to parents Ike and Peggy Fritz. Dorothy graduated from high school in Bremerton in 1941. In 1942 Dorothy married Hugo Eck of Anaconda, and they moved to Montana in 1946, when Hugo was hired to teach architecture at what is now Montana State University. While raising her two children she started college at MSU, earning bachelor's and master's degrees in sociology and psychology. She joined the new local chapter of the League of Women Voters and, when no one else wanted the job, became state president. In 1967 she started traveling to Helena as one of the state's first full-time citizen lobbyists.

Dorothy was elected as a delegate to the 1972 Constitutional Convention, and her influence on the Constitution was profound. She worked on the "right to know" and the "right to participate" rights. After the convention Dorothy and former First Lady Betty Babcock traveled the state to support statewide passage of the new constitution.

Dorothy served in the State Senate from 1980 to 2000, and she was a relentless advocate for education funding. Dorothy served on the Taxation, Natural Resources and Health committees. She was instrumental in restructuring the work of the Environmental Quality Council, and she chaired its Water Oversight Committee. After she retired from the legislature, she mentored legislators like Dorothy Bradley, Hal Harper, Mignon Waterman, and Sue Bartlett. Both Senator Max Baucus and Senator John Tester sought her advice.

Dorothy was preceded in death by her husband Hugo and her son Laurence. She is survived by her sister Carolyn Miller; her daughter Diana Eck and daughter-in-law Dorothy Austin; her grandchildren Bryan Eck, Amber Eck Duby; and four great-granddaughters: Shanoah and Tanner Eck, Jordyn and Kathryn Duby.

ROGER H. ELLIOTT

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Roger Elliott on August 1, 2017 at the age of 86.*

***WHEREAS**, it is fitting and proper that the record and accomplishments of the late Roger Elliott be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted.*

Roger was born on May 11, 1931 in Seattle. He was raised by his mother, an independent woman whom he considered one of his guardian angels. He graduated from West Seattle High School and the University of Washington. Directly after college he accepted an accounting position with Foley Brothers Construction, which built the Columbia Falls Aluminum Company. He moved to Montana where he met Grace DeWit, and they were married on April 17, 1959.

He was mayor of Columbia Falls from 1967 to 1971 and served in the Montana State Senate during the 1981 and 1983 sessions. While in the Senate Roger was on the Taxation, Natural Resources, Highways and Education committees.

Roger sold his accounting practice in June of 1980, and the family bought "Elena," a Grand Banks trawler in 1984 and motored up and down the coast from Washington to Alaska. He loved fishing, the scenery and being back on the ocean. They bought a motor home and traveled through America and Canada from 1992 to 2008.

Roger was preceded in death by his mother Geneva Johnson, wife Grace, sister-in-law Marjorie Lindsey, grandson Ron Dodge and great-granddaughter Halia Mandaguit. He is survived by his daughter Diane of Kalispell, son Roger and wife Rose of Columbia Falls, son Wayne and wife Suzanne of Kalispell, and daughter Beth and husband Mark Parrish of Sparks, Nevada.

DENNIS GETZ

***WHEREAS,** it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Dennis Getz at his ranch near Wibaux on Tuesday, June 6, 2017 at the age of 66.*

***WHEREAS,** it is fitting and proper that the record and accomplishments of the late Dennis Getz be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted.*

Dennis Getz was born in Baker, Montana on February 23, 1951. He grew up on Glendive's south side and was active in Boy Scouts, becoming one of the youngest Eagle Scouts in the state of Montana in 1964. He graduated from Dawson County High School, Glendive, in 1969 and earned a bachelor's degree in sociology with honors from Brigham Young University in 1974.

Dennis began working during the summers at the railroad in 1969. He became a brakeman in 1979 which began his full-time career at Burlington Northern Santa Fe Railroad in Glendive. In 1993 he became an engineer, driving trains from Glendive to Forsyth. He also owned a small bike shop in Glendive from 1988-1992. In March of 1994 he bought a farm/ranch raising alfalfa and operating as Getz Quarterhorses. He said that he enjoyed growing up in the Eastern Montana way of life and that that part of the state is the best part of the best state.

Dennis served in the Montana House of Representatives during the 2009 session and was a devoted Democrat. He served on the Appropriations Committee.

Dennis is survived by his mother, Dorothy Getz of Glendive; two brothers, Dale Getz of Utah and Brian Getz of California; his sister Missy Getz-Berg of Glendive, nieces and nephews, and many friends and neighbors.

CAROL GIBSON

***WHEREAS,** it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Carol Gibson on Sunday, December 3, 2017 at the age of 81.*

***WHEREAS,** it is fitting and proper that the record and accomplishments of the late Carol Gibson be filed on the official records of this Assembly, and the following facts relative to her career are hereby noted.*

Carol was born on January 27, 1936 in Klamath Falls, Oregon and came to Montana in 1959. She graduated from Happy Camp High School in California and received her bachelor's degree in elementary education from Chico State College. She did graduate work at MSU Bozeman and MSU Billings.

Carol spent 50 years as a teacher and activist working to protect our planet and improve our human condition. She was a member of the Montana House of Representatives during the 2003 legislative session. She also served on the United Way Allocation Board for Youth Services, on the Women's Prison Study with the Montana League of Women Voters, and the Yellowstone County Planning Board.

Carol is survived by her husband of 61 years, John, and three daughters: Teal who is a teacher in Billings, Shawn who lives in Eugene, Oregon, and Jill in Pullman, Washington.

RICHARD E. “DICK” HAINES

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Richard E. “Dick” Haines” on March 13, 2018 at the age of 82.*

***WHEREAS**, it is fitting and proper that the record and accomplishments of the late Dick Haines be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted.*

Dick Haines was born on September 28, 1936 in Billings to Elmer “Buck” Haines and Marion “Tye” Haines. The family moved to Helena where Dick graduated from high school in 1954. He graduated from Montana State University in 1959 with a degree in mechanical engineering and from the Army’s ROTC program. He then served a two-year Army commitment teaching marksmanship skills. While in the Army he met and married his wife Bunny in June of 1961.

Dick worked a year as a consulting engineer and then accepted an engineering position in 1962 with the U.S. Forest Service. He worked in forests in Montana and Oregon, and in 1988 Dick and Bunny returned to Montana when Dick accepted a supervisory position at Missoula Technology Development Center.

From 1999 through 2004 Dick served three terms in the Montana House of Representatives where he served on the Appropriations Committee and played a major role in establishment of the Western Montana State Veterans Cemetery in Missoula. He was a member of the Missoula City Council for a total of eight years and served on several boards and committees.

As busy as he was, he also found time to enjoy recreation and hobbies. He was an avid backpacker, fisherman, bird watcher, hiker, and a road racer with three full marathons and countless 12Ks to his credit. His hobbies included photography and woodworking. He was a lifetime Mason from the Helena Lodge.

Dick is survived by his wife Bunny; his son Bob (Christy) and grandsons Russell and Ryan of Boise; his daughter Cyndy of San Diego, his brother Lynn Haines (Bonnie) of Bentonville, Arkansas; and his brother-in-law Ronald Baumann of Somers, New York.

DON HARGROVE

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Don Hargrove on November 29, 2018 at the age of 85.*

***WHEREAS**, it is fitting and proper that the record and accomplishments of the late Don Hargrove be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted.*

Don Hargrove was born March 16, 1933 and was raised on a ranch in the Madison Valley. As a child, Don rode his horse to a one-room schoolhouse. He graduated from the ROTC program at Montana State University and rode broncos on their rodeo team. He met his wife Eloise, a pretty schoolteacher, when she asked him for assistance at the Bozeman Hotel where he was working during college. They married on August 20, 1955 and were together for 63 years. They raised three boys, Mark, Daniel and David.

After college Don began a distinguished 30-year career as an Air Force pilot and later commander of a nuclear missile crew during the Cold War. He also served a one-year tour in Vietnam. As a full Colonel, he was the Vice-Wing Commander at Norton Air Force Base in California. His final Air Force assignment was as the U.S. Defense Attache in La Paz, Bolivia. The next five years were spent in Bogota, Columbia, where Don worked in narcotics enforcement for the U.S. State Department. After 34 years outside Montana, Don and Eloise returned home where he served for eight years as a State Senator in the Montana legislature and several years on the Montana State Parole Board.

Don's last will and testament says, "I wish to tell my wife, my sons, my daughters-in-law and my grandchildren that I have never known anyone who had a richer or fuller life than I had, no matter how long it shall continue from this day."

Don was preceded in death by his beautiful wife Eloise, who died just 14 days before him. His obituary notes that Don was a true gentleman and loving husband to the end, waiting for his wife to enter heaven first. He is survived by his three sons, three daughters-in-law, eight grandchildren, eight great-grandchildren, and one sister-in-law and her family, who all brought great joy to his life.

ROYAL CALVIN JOHNSON

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Royal Johnson on November 19, 2018 at the age of 93.*

***WHEREAS**, it is fitting and proper that the record and accomplishments of the late Royal Johnson be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted.*

Royal Johnson was born on May 2, 1925 in Hettinger, North Dakota to railroader Holsey and Olive Forsythe Johnson. He lived in a variety of railroad towns, but spent most of his young life in Butte. He served in the U.S. Army during World War II. Royal returned to Montana and enrolled at the University of Montana where he ran track and was given the first-ever varsity letter in skiing. He earned a degree in business administration, met the love of his life, Norma Besinque of Billings and married her in 1950.

While he briefly owned a used car lot, it broke his heart to have to repossess a vehicle, so he settled in as an investment advisor/manager. He was a Freemason and member of the Al Bedoo Shrine, riding in the Black Horse Patrol.

He believed the people of their community were responsible for looking after each other, not the government. His political career began on the city council in Billings. After a failed mayoral bid, he ran unopposed as a Republican and was elected to the House of Representatives in 1991. His tenure in the Legislature spanned both the House and Senate, and his last session was in 2003. John Mercer, one of the Speakers of the House during Royal's tenure, said of Royal: "He was just the ideal citizen legislator. You couldn't get better."

Royal was preceded in death by his brothers, Holsey Johnson Jr. and John Johnson; and his wife, Norma. He leaves his four children, Blake (wife Diane) of Manhattan, New York, Jan Kelly (husband Patrick) of Austin Texas, Clark (wife Cindy) of Manhattan, Montana and Scott of Billings; seven grandchildren, Woody, Louise, Chase, Brooks, Caylin, Paige and Connor; and two great grandchildren, Royal and Crew.

BERVYL C. KIMBERLEY

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Bervyl Charles Kimberley on October 17, 2018 at the age of 89.*

***WHEREAS**, it is fitting and proper that the record and accomplishments of the late Bervyl Kimberley be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted.*

Berv Kimberley was born in Waterton, South Dakota on January 13, 1929 to Charles Kimberley and Helen Derby Kimberley. He graduated from Laurel High School where he excelled in sports and then spent 3 years in the Air Force. In 1951 he was drafted into the Army and was sent to Korea for one year. He received several medals during that service. He continued his education after his military service and received an education degree at Rocky Mountain College and a masters' degree in administration from the University of Montana.

Berv married Virginia Harlan on January 2, 1953, and they were married for 63 years. Berv began coaching and teaching in Forsyth, followed by Columbus and Billings West High School. He was exceptionally proud of his two divisional football championships in 1962 and 1963 at Columbus with a record of 16-0. At Billings West Berv coached football and track and was head football coach from 1973-76. He remained friends with many of his players.

Berv was a devoted alumni of Rocky. His days playing football for Rocky were fond memories, and he loved watching football practices and attending games. He was also an avid Grizzly and Bronco fan. He loved to golf and was a 40-year charter member of the Laurel Golf Club. He had many golfing buddies and was still playing the summer before he died.

Berv served in the Montana House of Representatives during the 1989 and 1991 sessions and ran for Lieutenant Governor with Frank Morrison in 1992. He loved being involved in politics and insisted on voting in the 2018 election.

Berv was preceded in death by his parents and his loving wife, Virginia. He is survived by his son Gary Johnson and wife Carole, grandchildren Byron and Kimberley Johnson; and great-grandchildren Nathaniel and Laktyn.

ROGER RANCE KNAPP

***WHEREAS,** it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Roger Rance Knapp on September 22, 2017 in Billings at the age of 74.*

***WHEREAS,** it is fitting and proper that the record and accomplishments of the late Roger Knapp be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted.*

Roger was born on April 23, 1943 to Edgar (Buster) and Frances Knapp of Melstone, Montana. He attended all his school years in Melstone and received a BA degree from Concordia College in Moorhead, Minnesota.

He taught his first year in Kenmore, North Dakota and in 1966 he married Judi Black of Grace City, North Dakota. Roger taught and coached in Belfry, Dodson and Hysham schools.

A historian, both in and out of the classroom, he pursued his political interests by serving in the Montana House of Representatives as a Republican from 1989-1992. He served on the Human Services and Aging Committee and the Judiciary Committee. He also served on his local county commission.

Upon retiring from teaching in 1996 he continued farming and ranching on the family farm south of Melstone and was actively farming at the time of his death. He was a member of Trinity Lutheran Church and the Hysham Lions Club, served on various state and local boards, and was a loyal Green Bay Packers fan.

Roger was preceded in death by his parents, sister Jessie Ryan, niece Judy and stepmother Viola Stewart Knapp. Surviving him are his wife Judy, daughter Rebecca of Ekalaka, son Dana of the Philippines, grandchildren Alissa, Jonathon, Cameron and Sean all of Ekalaka, brother Richard of Dillon, sister Ruth Coulter of Brusett, brother-in-law Jim (and wife Mary) of Jordan, nieces and nephews and members of the Stewart family.

LLOYD D. “SONNY” LOCKREM, JR.

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Lloyd D. “Sonny” Lockrem, Jr. in Billings on May 29, 2018 at the age of 83.*

***WHEREAS**, it is fitting and proper that the record and accomplishments of the late Sonny Lockrem be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted.*

Sonny was born November 10, 1934 in Billings, the son of Lloyd and Amy (Frye) Lockrem. He graduated from Billings Senior High School in 1952 and attended Montana State University in Bozeman before entering the Marine Corps where he served during the Korean War until 1956. After returning home he attended Eastern Montana College (MSU-Billings) where he played basketball for the Yellowjackets. He returned to MSU to study civil engineering and then began working for Lockrem Construction, a general contracting company started by his father. He remained at the business until 1985 where he served as president and owner.

He served in the Montana House of Representatives from 1969 to 1976 and the Montana Senate from 1977-1981. He served on the Highways committees in both houses and on Finance and Claims in the Senate. After his time in the Senate Sonny retired in 2007 after nearly 20 years as the plan administration for the Montana Contractors Association’s Healthcare and Pension Plan.

One of Sonny’s joys in life was spending time with his grandchildren. He was an avid golfer and won a senior club championship at Yegan Golf Club. He also had been a long-time member of the Hilands Golf Club where he and his oldest son Russell won a Hilands Fling championship.

Sonny is survived by his wife Rose, oldest son Russell and daughter-in-law Lynda (McDonald) Lockrem and their children Garrett and Jordan; youngest son Michael, his children Anna and Ryan and their mother Kimberly (Miller) Lockrem; sister Patricia Fiala, a brother Larry (Mariliyn) Lockrem, and many nieces and nephews.

JOHN DANIEL (“J.D.”) LYNCH

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of John D. “J.D.” Lynch on July 24, 2018 at the age of 71.*

***WHEREAS**, it is fitting and proper that the record and accomplishments of the late J.D. Lynch be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted.*

J.D. was born in Butte on September 17, 1947 to Leo and Queenie Lynch. He said he was born six months before and six months after St. Patrick’s Day. He lived his entire life on West Mercury Street. After graduating from Boys Central High School and Western Montana College, he became a teacher working for the Butte school district. In 1983 he married Shannon Crawford, and they raised two daughters, Kaitlin and Jennifer.

It seemed, even in high school, that J.D. was destined for politics. His friends called him “Governor.” On the night of the biggest football game of the year, Boys Central vs. Butte High School, he handed out John F. Kennedy campaign cards to the people going in and out of the game. He ran for the legislature in 1970 at age 22 ... and won. He was the youngest person ever elected out of Silver Bow County. He served in the House of Representatives from 1971-1978 and in the Senate from 1982 to 2000, 29 years. He said later that he was proud to represent Butte and wanted to do a good job, to make his family and all the people who supported him proud. After leaving the legislature he spent sessions lobbying.

J. D. was preceded in death by his parents; his brother Leo, and his loving wife Shannon. He is survived by his daughters, Kaitlin (Jesse) Fletcher and Jennifer Lynch; his grandchildren, Sophie, Kieran and Delanie Fletcher; his sisters, Ann Walsh and Mary McGee; and numerous nieces and nephews.

WILLIS “GORDON” McOMBER

***WHEREAS,** it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Willis “Gordon” McOmber on August 24, 2018 in Great Falls at the age of 98.*

***WHEREAS,** it is fitting and proper that the record and accomplishments of the late Gordon McOmber be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted.*

Gordon was born October 2, 1919 in Magrath, Alberta, Canada of American-born parents, Marshall P McOmber and Alice Laverne Winegar. The family later lived in Cascade and the Fairfield area. In 1941 he married Marian Corbett, and they had three children. Marian passed away in 1965, and in 1980 Gordon married Jean Handel who worked for Gov. Tom Judge.

Gordon graduated from Power High School in 1938 and soon started farming. In 1951 he purchased three homesteads west of Fairfield, which he added to the family farm that was owned by the family until recently. He was a Pacific Navy veteran of World War II.

Gordon served 11 sessions in the Montana Legislature in both the House and Senate. He was the first Montanan elected as Senate President by his peers under the provisions of the 1972 Montana Constitution. He served as President of the Senate for three sessions until he was named Director of Montana’s Department of Agriculture by Gov. Tom Judge and later by Gov. Ted Schwinden. He also served on the Water Law Revision Council which drafted Montana’s resent water law. He put off retirement for a year when he was appointed Lieutenant Governor by Governor Ted Schwinden to finish the term of Lieutenant George Turman, who resigned. His main responsibility was to organize and direct the State’s Centennial Birthday celebration.

Gordon was preceded in death by his wives Marian Corbett and Jean Handel; his brothers Calvin, LaVar, Claude; his sister Josephine; and his son Gene. His son Dennis passed away recently. He is survived by his daughter Sandra Taylor, 9 grandchildren, 26 great-grandchildren and 2 great-great-grandchildren.

ARNOLD “ARNIE” MOHL

***WHEREAS,** it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Arnold “Arnie” Mohl on September 1, 2017 in Columbia Falls.*

***WHEREAS,** it is fitting and proper that the record and accomplishments of the late Arnie Mohl be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted.*

Arnie Mohl was born in Beulah, North Dakota, on August 27, 1936, the 13th of 14 children. After graduating from high school in Zap, North Dakota, he served on active duty with the U.S. Army for two years and in the reserves for four years. He completed two years of college and started a career with the Montana Department of Transportation before going into the paving business. In 1986 he started A-1 Paving with his son Kevin.

Arnie, a lifelong Republican, served as a State Senator from 1994 through 2002. He used his background with the Montana Department of Highways as a member and chairman of the Senate Transportation Committee. Arnie said the legislation he was most proud of was his 1999 bill to create a speed limit in Montana, when Montana was the only state without a daytime highway speed limit. He said that people would be comfortable knowing what the speed limit was, since they never knew how fast they could go without getting a ticket.

He served in several positions with the Montana Contractors Association board and in 2012 received the Life Time Achievement award from the MCA for his outstanding contributions to the construction industry. He was a member of Bethany Lutheran Church and the Elks Lodge.

Arnie was preceded in death by his parents and nine siblings. He is survived by his wife Margaret, his son Kevin and wife Shari of Sulphur Springs, Texas and their children CJ (wife Lizzy) and Kaycee; son David and wife Stacey of Kalispell and their children Haiden, Keatin and Kynzie; and great grandchildren Maverick, Leighton and Paisley. Arnie is also survived by four sisters and numerous nieces and nephews.

GLENN MUELLER

***WHEREAS,** it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Glenn Mueller on March 2, 2018 at the age of 100. Glenn had celebrated his 100th birthday two weeks before his death. After the party he said, "I made 100. I can go now."*

***WHEREAS,** it is fitting and proper that the record and accomplishments of the late Glenn Mueller be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted.*

Glenn was born on February 18, 1918 in Lewistown to Josephine Cook Mueller and Oscar O. Mueller. He grew up exploring the countryside and developed a lifelong love of the natural world. He attended the University of Montana where he majored in forestry and spent three summers working as a lookout in the Bob Marshall Wilderness Area. He served with the Army in Europe during World War II.

After the war he began his work for the U.S. Soil Conservation Services. After transferring to Malta, he met and married Helen Weinmeister, the home economics teacher at Malta High School. In 1956 he accepted a position as assistant ranger and then as district ranger in the Beartooth Mountains. In 1962 he became the lands and recreation staffer for the Kootenai National Forest in Libby, where he lived for the next 50 years. He was elected to the Montana House of Representatives and served two terms in this chamber, 1981 and 1983.

When he was 93 years old Glenn went on his last backpacking trip. When camping with Glenn, friends could count on him getting up early to build the fire, heat the water and cook breakfast. No matter how early they arose, he was already up and ready to greet them with a friendly "Good afternoon." An account of his many years of hiking in Glacier National Park is included in the book Glacier from the Inside Out.

Glenn was preceded in death by his parents, a great-granddaughter, Libby Kosterlitzsky, his wife Helen and his brother George. He is survived by three daughters: Glenda Christenson (husband Tim), Sally Oppen (husband Richard), Ruth Poli (husband Daniel); 10 grandchildren, five great-grandchildren, and many nieces and nephews and their families.

JEAN LOUISE PRICE

***WHEREAS,** it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Jean Louise Price on March 25, 2019 at the age of 75.*

***WHEREAS,** it is fitting and proper that the record and accomplishments of the late Jean Price be filed on the official records of this Assembly, and the following facts relative to her career are hereby noted.*

Jean Price was born to Eewaldt and Matilda Langenheder on September 13, 1943 in Grand Island, Nebraska. She graduated from Hastings College with a B.A. in Art in 1965 and from Fort Hays State College with a masters' degree in sculpture. She taught art in Kansas, Oregon, and Montana for 34 years and then at the University of Great Falls for several years. In 1984 she took a sabbatical to attain her masters' in fine arts in fiber arts at Southern Illinois University.

Jean loved art. She started the Urban Art Project and coordinated art showings several times a year. She donated a large portion of her art collection for the world to see and enjoy. She was an avid hiker, biker, skier and kayaker.

Jean was elected to the Montana House of Representatives in 2010 and served 4 terms. She was extremely proud of her bill that provided grants for towns to acquire handicapped-accessible equipment for playgrounds. She served on an interim education committee where she fought to ensure that strong arts programs, services for students with special needs including the gifted and talented, and opportunities linked to greater student success were protected and expanded.

Jean was preceded in death by her parents and her sister Carol. She is survived by her daughter Darci Trimmer and her daughter-in-law Linda Copper.

PAUL RINGLING

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Paul Ringling on March 7, 2018 in Miles City at the age of 99.*

***WHEREAS**, it is fitting and proper that the record and accomplishments of the late Paul Ringling be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted.*

Paul was born in New York City in 1920 to Richard T. Ringling and Aubrey Black Ringling, part owners of the Ringling Brothers and Barnum Bailey Circus. Although they were traveling with the circus in New York when Paul was born, the family had deep connections to Montana. Paul's great-great uncle was the last territorial governor of Montana. Paul's home was always in White Sulphur Springs where the family owned a ranch and dairy.

After graduating from high school Paul worked from 1937-1941 with the circus selling tickets, helping set up tents and working in advertising. He married Althea Shearer, a White Sulphur Springs girl, and they both traveled with the circus. In 1941 Paul left the circus and from 1942 to 1945 served in World War II, working in North Africa with a signal corps and then in Italy as a high-speed radio operator in counter-intelligence detecting codes used by the German army.

Paul studied agriculture at Montana State on the G.I. bill and then began his life ranching. He operated ranches near Springdale and near Ekalaka. Paul was a range manager and top producer of Angus cattle. He lived at the ranch and in Miles City until his death.

Paul served in the Montana House of Representatives during the 1953 and 1955 sessions and in the Montana Senate in 1957 and 1959. He was also a cofounder of the Montana Quarter Horse Association.

With roots in circus life and ranch life, Paul lived a storied life as a true gentleman. He was preceded in death by his parents and his wife Althea to whom he was married for 65 years. He is survived by his children Rick, Rock and wife Bobbi Uecker, and Ann; and three grandsons, Matthew Pierce and Joe and Rick Ringling.

WALTER SALES

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Walter Sales on February 7, 2018 at the age of 90.*

***WHEREAS**, it is fitting and proper that the record and accomplishments of the late Walter Sales be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted.*

Walter Sales was born in New England, North Dakota, on August 15, 1927. He attended Baker Creek School and Manhattan High School, then Purdue University, Montana State College and the University of Montana. In 1952 he joined the U.S. Army and was stationed in Germany during the Korean War, after which he moved to San Diego to work in real estate. After a night out, Walter would make deep fried eggs for friends, including Ted Geisel (Dr. Seuss).

Walter moved back to Bozeman to become assistant city manager, where Shirley, a deputy clerk at the courthouse, saw him drive up in the cutest Thunderbird. Walter asked her, "Wouldn't you like to go out with me?" She did, and they were married on June 3, 1956. In 1956, after ten years as the city manager for Clarinda, Iowa, Walter and his family moved back to the Sales Ranch where he served as county commissioner for seven years.

In 1978 Walter was ready to follow in the footsteps of his father and grandfather and served in the Montana House of Representatives for five sessions, from 1979 through 1987. He was on the Local Government, State Administration and Natural Resource committees. He never thought of himself as a politician but rather as a public servant. Walter was preceded in death by his parents, wife and a newborn son. His survivors include children Stacy (and Scott) Springer, Vicki (and Dennis) Olson, Walt (and LaRae) Sales, Sabrina (and Andrew) Kennedy, Heidi (and Rick) Braaksma; grandchildren Melissa (and Travis) Stuber, Dennis Olson, Wally (and Lisa) Sales, Justine (and Ryan) Van Dyke, Conni (and John) Mahoney, Rob (and Brittany) Braaksma, Darren Braaksma, Kyle Springer, and six great-grandchildren.

CLARICE BRANGER SCHRUMPF SOUTHWORTH

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Clarice Branger Schrumpf Southworth on January 16, 2018 at the age of 84.

WHEREAS, it is fitting and proper that the record and accomplishments of the late Clarice Branger Schrumpf Southworth be filed on the official records of this Assembly, and the following facts relative to her career are hereby noted.

Clarice was born on May 8, 1933 to Chris and Nellie (Wigen) Branger at the Tee-O-Bar Ranch, a cattle, horse and dude ranch at Roscoe, Montana on the East Rosebud River. She married Frank Schrumpf when he returned from the Korean War. They raised four children and later divorced.

She graduated from Red Lodge High School and received a bachelors in elementary education and music and a masters in early childhood education from Montana State University in Bozeman. She taught first grade for 32 years and received the Apple Award for teaching excellence in 1997. Clarice taught piano and played for events in the Yellowstone Valley.

Clarice was a member of the Montana House of Representatives during the 2001 and 2003 legislative sessions. When Clarice became the choir director and accompanist for the legislature's "Capitol Harmony" choir, she was appalled at the old upright piano stored in the basement of the Capitol. She set about to resolve that problem by soliciting donations for a new piano. This piano is on the floor today with a plaque that she placed on the piano.

She is survived by her husband, James O. Southworth; her children, Barbara (Rod Boettcher), Peter Schrumpf, Dr. Philip Schrumpf; and grandson Jason Schrumpf.

GARY L. SPAETH

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Gary L. Spaeth in Helena on October 24, 2018 at the age of 73.*

***WHEREAS**, it is fitting and proper that the record and accomplishments of the late Gary Spaeth be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted.*

Gary Spaeth was born in Billings on January 13, 1945, the oldest son of Alfred and Lucy Jane Spaeth of Silesia. He received his BA degree from Montana State University in Bozeman and then his law degree from the University of Montana. Gary attended Army Engineering Officer's Candidate School and was commissioned in the Military Intelligence Branch.

He moved to Helena in 1974 and lived there intermittently. He was Assistant Chief Counsel for the State Auditor's Office and for the Department of Natural Resources and Conservation.

He was the chairman of the Helena Citizens Council, chairman of the Lewis & Clark Fair Foundation, and chairman for three years of the Lewis and Clark Humane Society.

Gary served four terms in the House of Representatives where he was the Appropriations Chairman and Majority Whip.

After retirement he worked as a lobbyist for a number of principals.

He was preceded in death by his father and mother, life partner Kenneth "Skip" Kildore as well as many extended family members. He is survived by his brother Leon Spaeth and his two nieces: Erin Spaeth (and husband Matt) Kalanick and Elyssa Spaeth (and husband Troy) Wassmann; one great nephew Kern Michael Kalanick; and his dogs Zippy and George.

DURWARD C. “BUTCH” WADDILL

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Durward C. “Butch” Waddill in Florence on October 9, 2018 at the age of 71.*

***WHEREAS**, it is fitting and proper that the record and accomplishments of the late Butch Waddill be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted.*

Butch Waddill was born on November 20, 1946 in Battle Creek Michigan, and came to Montana in 1997. He graduated from Castro Valley High School in California and attended college in California and Colorado. He retired from the U.S. Marine Corps.

A fellow Marine remembers the day in November of 1967 that Butch Waddill saved five lives. “I was crying while I was flying,” said the pilot of the helicopter that lowered Marine Sgt. Waddill by cable into the deep canopy of a Vietnam jungle, with so much flak flying there seemed little hope he would come back up alive. Butch sent three wounded fellow Marines, a Navy corpsman and a South Vietnamese scout back up, which left no room for Butch. The pilot added, “The thing is, they couldn’t get themselves into the hoist. They were too injured. He tied them onto the hoist with his belt and their belts and whatever. If he hadn’t gone down there, every one of those guys would have died.”

Left alone in the jungle, Butch gathered up the rifles and radios and hoped that the helicopter would return for him before nightfall. It did. Butch, dragged through heavy underbrush for hundreds of yards, finally climbed into the chopper bloodied and injured. Over 47 years later Sen. Jon Tester pinned a Silver Star Medal on Butch Waddill.

Butch served during the 2001 session in the Montana House of Representatives.

Butch is survived by his wife Cathy and their four children: Jaclyn, Matt, Jean-Jacques and Cameron.

MIGNON WATERMAN

***WHEREAS,** it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Mignon Waterman on April 6, 2017 at the age of 73.*

***WHEREAS,** it is fitting and proper that the record and accomplishments of the late Mignon Waterman be filed on the official records of this Assembly, and the following facts relative to her career are hereby noted.*

Mignon Redfield Waterman was born October 13, 1944 to Mable and Zell Redfield in Billings. She was the fifth child, joining three brothers and a sister. After graduating from Billings West High School in 1963, Mignon attended the University of Montana, where she met Ron Waterman. They were married in 1965 and worked as janitors while Ron completed law school. They moved back to Billings but after a year moved to Helena where Mignon became active in community affairs. Mignon and Ron were married for nearly 52 years.

She served on the Helena school board for 12 years, chaired the board, and served as president of the Montana School Boards Association. In 1989 Mignon was elected to the Montana Senate where she served for 12 years. She continued her focus on education and mental health issues, as well as the needs of senior citizens. A prized accomplishment was being appointed one of the first seven trustees and serving on the Montana Health Care Foundation until her death.

Mignon loved to cook and quilt. At the age of 15 she won the Montana State Cherry Pie contest. Family and friends felt blessed to receive her intricate and beautiful quilts in celebration of a wedding or newborn baby.

Mignon was preceded in death by her parents, Mable and Zell Redfield, her brothers Ron and Walt, and her niece Pat. She is survived by her husband Ron, her sons Briar of Seattle and Kyle of Kalispell, and their partners Teresa Goepfert and Steve Hunnell; grandchildren Elliot and Adelaide; brother Darrel Young of Great Falls, her sister Pearl Scott of Billings and numerous nieces and nephews.

THOMAS FREDERICK ZOOK

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Sixth Legislative Assembly of the State of Montana record the passing of Thomas Frederick Zook on January 23, 2018 in Billings at the age of 85.*

***WHEREAS**, it is fitting and proper that the record and accomplishments of the late Tom Zook be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted.*

Tom Zook was born in Miles City on January 29, 1932 to Fritz and Maretta Zook. A rambunctious boy, he became ambidextrous after running his right arm through the wringer washing machine. He went to a one-room school and graduated from Custer County High School in 1950. He was captain of his football team and all-state at quarterback and linebacker. Known for a wicked curve ball, he was the leading pitcher in 1949 American Legion baseball.

After a stint in the Navy Tom returned to the ranch and married Isabel (Tootie) Cameron on April 15, 1958. The Zooks had seven children, and Tom was pleased when they all earned college degrees, something he did not have the opportunity to do. Having taught himself to play the guitar on a Gibson guitar given to him by his aunt and sister, he played at country dances; and his children remember going to sleep at night to the sounds of their dad's guitar.

From 1989 through 2003, Tom served eight sessions in the legislature. This was highlighted by serving as Chairman of both the House Appropriations Committee and the Senate Finance and Claims Committee. He was respected for his leadership, diplomacy and integrity.

Tom was preceded in death by his parents, sister Margaret, brother Johnnie, and grandson Zane Hauptman. His wife Tootie died recently. He is survived by his brother Bill and children Janet Hauptman, Fritz Zook, Laura Boyce, Jeannie Etchemendy, Audrey Lackman, Thelma Green and Andy Zook; his grandchildren Blake, Ben, Ross, Casey, Jessie, Clay, Elisa, Pierre, Ty, Todd, Joe, Kendall, T.J., Sage and Ian; and great-grandchildren Oliver, Lawrence and Charleslee.